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**MAY 23 2006**

**OFFICE OF PETITIONS**

Applicant: Takahisa Hikida  
Appl. No.: 10/530,244  
International Filing Date: August 25, 2003  
Title: ELASTIC SLEEVE FOR SHOE PRESS, METHOD OF MANUFACTURING THE  
ELASTIC SLEEVE FOR SHOE PRESS AND SHOE PRESS ROLL  
Pub. No.: US 2006/0005392 A1  
Pub. Date: January 12, 2005

This is a decision on the request for a corrected patent application publication under 37 CFR 1.221(b), filed on February 27, 2006, for the above-identified application.

The request for corrected publication was not properly signed in compliance with 37 CFR 1.34. According to the signature block on page 2 of the request, the attorney of record did not sign the request. When acting in a representative capacity, the attorney or agent submitting a paper must specify his or her (1) registration number and (2) name with his or her (3) signature.

The request is DISMISSED.

The instant request is that the application be republished because the patent application publication contains a material error on the front page of the publication, as the title "ELASTIC SLEEVE FOR SHOE PRESS, METHOD OF MANUFACTURING THE ELASTIC SLEEVE FOR SHOE PRESS AND SHOE PRESS ROLL" is misprinted as "ELASTIC LEEVE FOR SHOE PRESS, METHOD OF MANUFACTURING THE ELASTIC SLEEVE FOR SHOE PRESS AND SHOE PRESS ROLL."

37 CFR 1.221 (b) is applicable "only when the Office makes a material mistake which is apparent from Office records.... Any request for a corrected publication or revised patent application publication other than provided as provided in paragraph (a) of this section must be filed within two months from the date of the patent application publication. This period is not extendable." A material mistake must affect the public's ability to appreciate the technical disclosure of the patent application publication, to determine the scope of the patent application publication, or to determine the scope of the provisional rights that an applicant may seek to enforce upon issuance of a patent.<sup>1</sup>

<sup>1</sup>Changes to Implement Eighteen-Month Publication of Patent Applications, 65 FR 57023, 57038 (Sept. 20, 2000), 1239, Off. Gaz. Pat. Office Notices 63, 75 (Oct. 10, 2000) (final rule).

The error in the title is an Office mistake but it is not a material mistake under 37 CFR 1.221(b). The error does not affect the public's ability to appreciate the technical disclosure of the patent application publication, to determine the scope of the patent application publication, or to determine the scope of the provisional rights that an applicant may seek to enforce upon issuance of a patent.

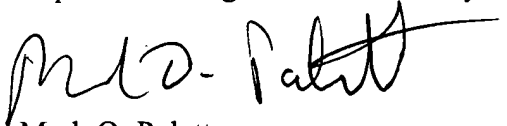
The applicant is advised that a "request for republication of an application previously published" may be filed under 37 CFR 1.221 (a). Such a request for republication "must include a copy of the application compliance with the Office's electronic filing system requirements and be accompanied by the publication fee set forth in § 1.18 (d) and the processing fee set forth in § 1.17 (i)." If the request for republication does not comply with the electronic filing system requirements, the republication will not take place and the publication fee set forth in § 1.18 (d) will be refunded. The processing fee will be retained.

Any request for republication under 37 CFR 1.221(a), must be submitted via the EFS system and questions or request for reconsideration of the decision, should be addressed as follows:

By mail to: Mail Stop PGPUB  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Va. 22313-1450

By facsimile: 571-273-8300

Inquiries relating to this matter may be directed to Mark Polutta at (571) 272-7709 (voice).

A handwritten signature in black ink, appearing to read "Mark O. Polutta", with a long horizontal flourish extending to the right.

Mark O. Polutta  
Senior Legal Advisor  
Office of Patent Legal Administration  
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for Patent Examination Policy